

Message

From: James McElvania [JMcElvania@MicroSi.com]
Sent: 9/15/2021 1:31:56 PM
To: Wysong, William [wysong.william@epa.gov]
CC: Yan, James [Yan.James@epa.gov]; Carmen Vishwanath [CVishwanath@MicroSi.com]
Subject: RE: P-21-0125 consent order terms

Good Morning Will,

Prior to signing the CO we have a question. We are potentially looking at a 3rd party to repackage the substance in the CO. They would basically be transferring from one type of drum to another. We would still be the importer and they would be subject to signing the letter to agree to meet the requirements of the CO.

In Section III (B)(2) it restricts the distribution of "New Chemical Substance to any other person except for the purposes of disposal or according to the terms and conditions for temporary transport and storage." Would it be permissible for the 3rd party repackager to forward the drums to our customer on our behalf? Of course the end use will have to provide the written agreement to abide by the CO.

If a response will take longer than the 21st, can we extend the 15 days to sign the CO until we get a response?

Best Regards,
Jim McElvania
EHS Compliance Manager
Shin-Etsu MicroSi
Office: 480-893-8898 X1110
Fax: 480-893-8637

From: Wysong, William <wysong.william@epa.gov>
Sent: Tuesday, September 7, 2021 1:26 PM
To: Carmen Vishwanath <CVishwanath@MicroSi.com>
Cc: Yan, James <Yan.James@epa.gov>
Subject: RE: P-21-0125 consent order terms

Hello Carmen,

The consent order for this case has been sent to you electronically through CDX.

Please review, sign, and return the order to EPA through CDX. Note that the signed order must be returned in its entirety. Returning the signed signature page alone is not sufficient. Please let me know if you have any questions.

Thanks,
Will

Will Wysong | Program Manager
New Chemicals Division
Office of Pollution Prevention and Toxics
Office of Chemical Safety and Pollution Prevention
U.S. Environmental Protection Agency
Phone: (202) 564-4163 | Fax: (202) 564-9490

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From: Wysong, William
Sent: Monday, August 23, 2021 9:13 AM
To: Carmen Vishwanath <CVishwanath@MicroSi.com>
Cc: Yan, James <Yan.James@epa.gov>
Subject: RE: P-21-0125 consent order terms

Hello Carmen,

Your consent order is being reviewed. I will update you once the review process is finished.

Thanks,
Will

Will Wysong | Program Manager

New Chemicals Division
Office of Pollution Prevention and Toxics
Office of Chemical Safety and Pollution Prevention
U.S. Environmental Protection Agency
Phone: (202) 564-4163 | Fax: (202) 564-9490

DO NOT SEND CONFIDENTIAL BUSINESS INFORMATION (CBI) TO THIS EMAIL

From: Carmen Vishwanath <CVishwanath@MicroSi.com>
Sent: Friday, August 20, 2021 11:57 AM
To: Yan, James <Yan.James@epa.gov>
Cc: Wysong, William <wysong.william@epa.gov>
Subject: RE: P-21-0125 consent order terms

Hi James and William,

Any update on the consent order?

Thanks,

Carmen

From: Yan, James <Yan.James@epa.gov>
Sent: Wednesday, August 4, 2021 1:08 PM
To: Carmen Vishwanath <CVishwanath@MicroSi.com>
Cc: Wysong, William <wysong.william@epa.gov>
Subject: P-21-0125 consent order terms

Hello. Here are the proposed terms of the consent order. Please let us know if you have any questions or comments. I will also send you the risk assessment as soon as I can.

- Dermal PPE and APF 50 respirator
- New chemical exposure limit of 0.72 mg/m³
- Hazard communication labels (skin irritation, eye irritation, reproductive toxicity, specific target organ toxicity, aspiration hazard, toxic to aquatic life)
- No release to water
- No use other than as described in the PMN

James Jie Yan, Ph.D.

Chemist

Risk Management Branch 1

New Chemicals Division

Office of Pollution Prevention and Toxics

Office of Chemical Safety and Pollution Prevention

U.S. Environmental Protection Agency

Phone: 202-564-2138

Fax: 202-564-9490

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